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Supreme Court of Wisconsin

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CLERK OF WISCONSIN
SUPREME COURT

April 25, 2024

To:

Hon. Robert P. VanDeHey
Circuit Court Judge
Electronic Notice

Tina McDonald
Clerk of Circuit Court
Grant County Courthouse
Electronic Notice

Gregory Bates
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Kendrick C. Gatlin 202931
Wisconsin Secure Program Facility
P.O. Box 1000
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You are hereby notified that the Court, by its Clerk and Commissioners, has entered the following order:

No. 2023AP585-CRNM State v. Gatlin, L.C.#2021CF239

The court of appeals issued its final decision in this appeal on March 7, 2024. A petition for review conforming to the requirements of Wis. Stat. § 808.10 and § (Rule) 809.62 must be filed in this court pursuant to Wis. Stat. § (Rule) 809.80 within 30 days of the court of appeals' adverse final decision. See Wis. Stat. § 808.10. In this case, because the 30th day after the March 7, 2024 decision of the court of appeals falls on a Saturday, the deadline for defendant-appellant, Kendrick C. Gatlin, to file a petition for review in this matter was Monday, April 8, 2024. See Wis. Stat. § 801.15.

On April 8, 2024, Mr. Gatlin, pro se, submitted a document which this court construes as a motion to extend the time in which to file a petition to review the court of appeals' decision of March 7, 2024. On April 9, 2024, Mr. Gatlin, pro se, filed a petition for review that was dated April 2, 2024, and was placed into the prison mail system on or before April 4, 2024. On April 15, 2024, the plaintiff-respondent, filed a letter opposing the petition for review.

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IT IS ORDERED the petition for review dated April 2, 2024, is accepted as timely filed. See State ex rel. Nichols v. Litscher, 2001 WI 119, 247 Wis. 2d 1013, 635 N.W.2d 292. A decision on the petition for review will be issued in due course; and

IT IS FURTHER ORDERED that, in light of the timely filed petition for review, the motion for an extension of time is dismissed as moot.

Samuel A. Christensen
Clerk of Supreme Court